IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 25TH OCTOBER 2007 / 3RD KARTHIKA 1929

WP(C).No. 26735 of 2007(G)

PETITIONER:

M.ABDUL AZIZ, AGED 44 YEARS,
S/O MUHAMMED, SADHAM MANZIL,
PAPER MILL P.O., CHALAKODU, PUNALUR.

BY ADV. SRI.E.D.GEORGE

RESPONDENTS:
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1. **DIRECTOR GENERAL OF POLICE,**
   POLICE HEAD QUARTERS, THIRUVANANTHAPURAM.

2. **SUPERINTENDENT OF POLICE,**
   KOLLAM.

3. **VIDHYADHARAN,**
   SUB INSPECTOR OF POLICE,
   PUNALOOR.

4. **KABIR, ASSISTANT SUB INSPECTOR OF POLICE**
   PUNALOOR.

5. **AYUB, HEAD CONSTABLE,**
   PUNALOOR.

6. **RADHAKRISHNAN,**
   HEAD CONSTABLE, PUNALOOR.

BY PUBLIC PROSECUTOR SRI. M.S. BREEZ

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 25/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

R.BASANT, J

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W.P.(C). No.26735 Of 2007

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Dated this the 25th day of October, 2007

JUDGMENT

The short grievance of the petitioner is that no proper investigation is being conducted into Crime No. 284/2007 of Punalur Police station (registered on the basis of the private complaint(Ext.P1) filed before the learned Magistrate and referred by the learned Magistrate to the Police under Section 156(3) Cr.P.C.) and Ext.P2, a crime which is alleged to be a vexatious and retaliating allegation raised against the petitioner by the accused on 17.5.07 about an alleged incident that took place on 16.5.07. The petitioner has raised various allegations against the officials of the Punalur Police Station. It is his grievance that his complaint is not being properly investigated and action is being taken vexatiously against him in respect of the complaint filed by his adversaries.

2. Having heard the learned counsel for the petitioner and the learned Public Prosecutor in detail, I am satisfied that the interests of justice shall be served ideally by directing the 2nd respondent-Superintendent of Police, Kollam to ensure that investigation into these two crimes that is Crime Nos.277/07 and 284/07 is conducted by a

senior Police official of the district not below the rank of a Circle Inspector of Police. Necessary orders to this effect shall be issued by the 2nd respondent within a period of two weeks from the date on which a copy of this order is placed before him.

3. Hand over a copy of this order to the learned Public Prosecutor for immediately forwarding the same to the 2nd respondent.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE